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MYSORE GAZETTE.

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PART I.

Notifications by the Chief Commissioner of Mysore.

GENERAL DEPARTMENT.

NOTIFICATIONS.

The 10th January 1880.

No. 281.—The following Rules as to (1) the fees chargeable for serving and executing processes issued by the Civil Courts; and (2) the remuneration of the Peons and all other persons employed in the service or execution of processes, having been made by the Judicial Commissioner, and confirmed by the Chief Commissioner, and sanctioned by the Governor General in Council, are hereby published under section 20 of the Court Fees Act, 1870:—

1. For, and in respect of, the service of a process issuing from the Court of a Munsiff, or Court of Small Causes, or any Court sitting as a Court of Small Causes, there shall be payable by the party, at whose instance such process is to be served, a fee of the amount specified in Schedule No. I annexed to these Rules, and such process shall not be served or executed until such fee shall have been duly paid.

2. For, and in respect of, the service or execution of a process issuing from any Civil Court in the Province of Mysore, above the grade of a Munsiff's Court, there shall be payable by the party, at whose instance such process is to be served, a fee of the amount specified in Schedule No. II attached to these Rules, and such process shall not be served or executed unless such fee shall have been duly paid.

3. All processes shall be served or executed by a separate establishment, which shall consist of Amins and Peons.

4. There shall be two grades of Amins, remunerated by salaries of Rupees 16 and 14 respectively, and two grades of Peons, remunerated by salaries of Rupees 8 and 7 respectively. There shall be, at least, one Amin of the higher grade, and one Peon of the higher grade, attached to the Court of the

District Judge. The proportion of Amins in the higher grade in the other Courts of the District, shall not exceed one to two in the lower grade, and the proportion of Peons in the higher grade shall not exceed one to three in the lower grade. The Amins and Peons of the higher grade shall be divided among the Courts of the District in the same proportion, *viz.*, whenever there are attached three Amins to any Court, one of them shall be of the higher grade, and where there are four or more than four Peons attached to any Court, one of every four Peons shall be of the higher grade. In exceptional cases, and with the previous sanction of the Judicial Commissioner, travelling allowance may be given in addition to salary.

5. Should the amount of fees levied under these Rules in any Court, not be equal to the amount of the expenditure incurred in remuneration of process servers, the Judicial Commissioner may, at all times, reduce the rates of remuneration allowed by the preceding Rule.

6. The establishment of Amins and Peons, and the service and execution of all processes shall be subject to the superintendence of the Nazir of each Court, and it shall be lawful to the Judicial Commissioner, where the state of the funds permit, to assign an allowance not exceeding Rs. 20 per mensem, to such Nazir, as remuneration for his superintendence.

SCHEDULE No. I.

In the Munsiff's Court and in Courts of Small Causes.	Rs.	As.	P.
1.—Summons to defendant	0	8	0
And for every additional defendant, if applied for at the same time, and if defendant resides in the same neighbourhood ...	0	4	0
2.—Summons to a witness	0	8	0
And for every additional witness, if applied for at the same time, and if the witness resides in the same neighbourhood ...	0	4	0
3.—Warrant of arrest	1	0	0
4.—Proclamation of attachment or sale	0	8	0
5.—Warrant of attachment of movable or immovable property ...	1	0	0
6.—Warrant of delivery of possession of property, movable or immovable—			
If no attachment has taken place	The fee for attachment of said property.		
If attachment has taken place—			
For movable property	0	8	0
For immovable property	1	0	0
7.—Injunction, order, or notice, not otherwise provided for ...	0	8	0

N. B.—(1.) When it is found necessary to employ more than one Amin or Peon (as, for instance, where property is situated in different places) double fees are to be charged.

(2.) When it is necessary to appoint a custodian of the property attached under section 269 of the Civil Procedure Code, an additional fee at the same rate shall be levied from the party on whose application the warrant was issued at the end of five days, and for every additional period of five days or less, during which the property is kept under attachment.

SCHEDULE II.

In Courts above the grade of a Munsiff's Court.	Rs.	As.	P.
1.—Summons or notice to defendant or respondent	1	0	0
And for every additional defendant or respondent, if applied for at the same time, and if defendant or respondent resides in the same neighbourhood	0	8	0
2.—Summons to a witness	1	0	0
And for every additional witness, if applied for at the same time, and if witness resides in the same neighbourhood	0	8	0
3.—Warrant of arrest	2	0	0
4.—Proclamation of attachment or sale	1	0	0
5.—Warrant of attachment of movable or immovable property ...	2	0	0
6.—Warrant of delivery of possession of property (movable or immovable)—			
If no attachment has taken place	The fee for attachment of said property.		
If attachment has taken place—			
For movable property	1	0	0
For immovable property	2	0	0
7.—Injunction, order, or notice, not otherwise provided for	1	0	0

N. B.—(1). When it is found necessary to employ more than one Amin or Peon (as, for instance, where property is situated in different places) double fees are to be charged.

(2.) When it is necessary to appoint a custodian of the property attached under section 269 of the Civil Procedure Code, an additional fee at the same rate shall be levied from the party on whose application the warrant was issued at the end of 10 days, and for every additional period of 10 days or less, during which the property is kept under attachment.

No. 232.—The following Rules as to the number of officers to be employed for the service and execution of processes have been made by the Judicial Commissioner under section 22 of the Court Fees Act, 1870, and approved by the Chief Commissioner and the Governor General in Council :—

1. The District Judge shall ascertain the average number of processes issued from his own Court and from each of the Courts subordinate to him, required to be executed by Amins and Peons, respectively, under these Rules during the three years last past, or during any lesser period that may be specified by the Judicial Commissioner.

2. The Amins and Peons to be employed in each Court shall be in number sufficient for the execution of a like number of processes, each Amin being for this purpose considered capable of executing one hundred processes annually, and each Peon capable of executing three hundred processes in the Munsiff's Courts and two hundred in the Courts of higher grades : provided that the Judicial Commissioner may, on sufficient cause shewn, and with reference to the peculiar circumstances of any Court, modify the rate above-mentioned with regard to such Courts.

3. When it appears to the District Judge that the number of processes issued out of any Court has increased so as to render an increase of establishment necessary, he shall be competent to make the requisite increase in the number of Amins or Peons ; and if there shall be a diminution of processes and if he shall be satisfied that the processes of any Court can be executed by a smaller number of Amins or Peons, or if it appears that the costs and charges exceed the receipts, it shall be his duty to make a reduction accordingly : provided that intimation of all changes effected under this Rule shall be reported to the Judicial Commissioner for sanction, and that all extra officers appointed shall be placed on the temporary establishment, until such time as it is evident that it is necessary to place them on the ordinary establishment.

4. It shall also be competent to the Judge of any Court to appoint special Peons for the service or execution of any individual process, or for the custody of property attached, when the work cannot be performed by the ordinary establishment without unreasonable delay. Such special Peons shall be remunerated at the rate of 4 annas per diem.

The 9th January 1880.

No. 263.—In conformity with Notification No. 209, dated 24th November 1879, permitting him to retire from the service, Mr. Vijayaraghavalu Naidu, Police Assistant Commissioner, Shimoga District, delivered over charge of his office to Mr. S. N. Ramaswamaiengar, Officiating Assistant Commissioner, on the afternoon of the 1st December 1879.

The 10th January 1880.

No. 264.—Mr. K. Mahomed Ali, Revenue Assistant Commissioner, Kadur District, is granted leave on medical certificate for one month, under section 4, Supplement F, Civil Leave Code, from such date as he may avail himself of it.

Mr. T. Raghavendra Rao, Officiating Assistant Commissioner, Shimoga District, is temporarily transferred to the Kadur District, during the absence of Mr. Mahomed Ali on leave, or until further orders.

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The 12th January 1880.

No. 265.—Mr. J. Lacey, Deputy Commissioner, Kadur District, is granted privilege leave for two months and five days under section 13, Supplement F, Civil Leave Code, from date of departure.

Consequent on the absence of Mr. Lacey, Deputy Commissioner, Kadur District, and of Mr. K. Mahomed Ali, Assistant Commissioner, the following temporary arrangements are ordered :—

Mr. Venkat Vardaiengar, Subordinate Judge of Chikmagalur, to officiate as Deputy Commissioner and District Magistrate, Kadur.

Mr. Raghavendra Rao, Officiating Assistant Commissioner, Shimoga District, temporarily transferred to the Kadur District, to officiate as Subordinate Judge and 2nd Class Magistrate of Chikmagalur.

K. Ramachandra Rao, Manager, Nagar Division Commissioner's Office, to officiate as Assistant Commissioner and 3rd Class Magistrate, Shimoga District, during the absence of Mr. Raghavendra Rao, or until further orders.

Appu Rao, Amildar of the Chikmagalur Taluk, to officiate as Assistant Commissioner and 2nd Class Magistrate, Kadur District, during the absence of Mr. K. Mahomed Ali, or until further orders.

The 15th January 1880.

No. 266.—APPOINTMENTS.—Under the provisions of section 6 of the Indian Registration Act III of 1877, the Chief Commissioner is pleased to appoint the undermentioned persons to be Sub-Registrars in the Taluks of Mysore and Ashtagram respectively from date of entering upon their duties :—

Ranga Rao, Sheristadar of Heggaddevankote Taluk.

B. Raghavendra Rao, Clerk in the Office of the Inspector General of Registration, Mysore.

The 16th January 1880.

No. 267.—Mr. Ganesh Singh, Assistant Commissioner, Chitaldroog District, is permitted to retire from the service from 1st February 1880.

This cancels so much of the Chief Commissioner's Notification No. 209, dated 24th November 1879, as relates to the retirement of Mr. Ganesh Singh.

No. 268.—C. Subba Rao, Acting Munsiff, Chikmagalur, is invested with the powers of a Magistrate of the 3rd Class and with the additional powers described in section 23 of the Code of Criminal Procedure, to be exercised in the Taluks of Chikmagalur, Múdgere and Koppa and the Maganis of Hipla Kalvasa and Hebbe of the Lakvalli Taluk.

By Order,

W. J. CUNINGHAM,
Secretary.

REVENUE DEPARTMENT.

NOTIFICATIONS.

The 7th January 1880

No. 49.—The undermentioned villages, at present attached to the Honnavalli Taluk of the Túmkúr District, are transferred to the Haranhalli Taluk of the Hassan District, with effect from the 1st April 1880.

1. Basvanhalli.
2. Shankaranhalli.
3. Dasihalli.
4. Kanabuhalli.
5. Benenhalli.
6. Kurkahalli.
7. Keerchanhalli.
8. S[illegible]
9. A[illegible]
10. P[illegible]
11. D[illegible]
12. C[illegible]
13. H[illegible]
14. A[illegible]
15. Honsletteehalli.
16. K[illegible]
17. Honshikatte.
18. Salpurhalli.
19. Annanhalli.